

Message Text

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ORIGIN NEA-09

INFO OCT-01 AF-06 ARA-06 EA-06 EUR-12 RSC-01 SSO-00 NSCE-00

INRE-00 USIE-00 CIAE-00 DODE-00 PM-03 H-01 INR-07

L-02 NSAE-00 NSC-05 PA-01 PRS-01 SP-02 SS-15 AID-05

COME-00 EB-07 FRB-01 TRSE-00 XMB-02 OPIC-03 CIEP-01

LAB-04 SIL-01 OMB-01 IGA-01 IO-10 MC-01 ACDA-05 ISO-00

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DRAFTED BY NEA/ARP:RWAHERNE:HLK

APPROVED BY PM:MR. VEST

PM/SAS - MR. LADD H - MR. JENKINS (SUBS)

L/PM - MR. BOREK EUR/RPM - COL. THOMPSON

EA - MR. HELBLE ARA - MR. BOWDLER

DOD/OGC - MR. FORMAN DA - MR. JACKSON

AF - GEN. PRICE NAV/OPS-63 - CAPT. DUNCAN

L/NEA - MR. HUFFMAN DOD/ISA/DSAA - MR. VIOLETTE

NEA/IRN - MR. MORTON NEA/AFN - MR. MONTVILLE

NEA - MR. SOBER NEA/IAI - MR. STERNBERG

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FM SECSTATE WASHDC

TO AMEMBASSY JIDDA IMMEDIATE

USMTM DHAHRAN IMMEDIATE

ARMISH MAAG TEHRAN

AMEMBASSY TEL AVIV

AMEMBASSY RABAT

AMEMBASSY TEHRAN

AMEMBASSY ANKARA

AMEMBASSY ATHENS

AMEMBASSY BERN

AMEMBASSY BONN

AMEMBASSY VIENNA

AMEMBASSY TAIPEI

AMEMBASSY SEOUL

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AMEMBASSY CANBERRA

AMEMBASSY KUALA LUMPUR
AMEMBASSY BRASILIA
AMEMBASSY LIMA

C O N F I D E N T I A L STATE 007583

JOINT STATE-DEFENSE MESSAGE

E.O. 11652: GDS

TAGS: MASS, SA, US, IS, MO, IR, TU, SZ, GW, AU, TW, KS,
AS, MY, BR, PE

SUBJECT: PRESENTATION OF FMS LETTERS OF OFFER VALUED AT MORE
THAN TWENTY-FIVE MILLION DOLLARS

1. SECTION 45, PARAGRAPH (A), PART 5, SUBPARAGRAPH (B),
OF THE FOREIGN ASSISTANCE ACT OF 1974 AMENDS THE FOREIGN
MILITARY SALES ACT TO INCLUDE THE FOLLOWING PROVISIONS:
"(B) IN THE CASE OF ANY LETTER OF OFFER TO SELL ANY
DEFENSE ARTICLES OR SERVICES UNDER THIS ACT FOR DOLLARS
25 MILLION OR MORE, BEFORE ISSUING SUCH LETTER OF OFFER
THE PRESIDENT SHALL SUBMIT TO THE SPEAKER OF THE HOUSE
OF REPRESENTATIVES AND TO THE CHAIRMAN OF THE COMMITTEE
ON FOREIGN RELATIONS OF THE SENATE A STATEMENT WITH
RESPECT TO SUCH OFFER TO SELL CONTAINING THE INFORMATION
SPECIFIED IN SUBPARAGRAPHS (A) THROUGH (E) IN SUBSECTION
(SMALL A). THE LETTER OF OFFER SHALL NOT BE ISSUED IF
THE CONGRESS, WITHIN TWENTY CALENDAR DAYS AFTER RECEIVING
ANY SUCH STATEMENT, ADOPTS A CONCURRENT RESOLUTION STATING
IN EFFECT THAT IT OBJECTS TO SUCH PROPOSED SALE, UNLESS
THE PRESIDENT IN HIS STATEMENT CERTIFIES THAT AN EMERGENCY
EXISTS WHICH REQUIRES SUCH SALE IN THE NATIONAL SECURITY
INTERESTS OF THE UNITED STATES. (SUBPARAGRAPHS (A)
THROUGH (E) OF SUBSECTION (A), REFERRED TO ABOVE,
DESCRIBE DATA TO BE PROVIDED; INCLUDED ARE COUNTRY
TO WHICH THE OFFER IS TO BE MADE, AMOUNT, DESCRIPTION
OF MATERIAL INVOLVED, AND SO FORTH).

2. WE HAVE DETERMINED THAT THIS SECTION COVERS, IN
ADDITION TO FUTURE CASES ABOVE DOLLARS 25 MILLION, ANY
CASES NOW IN YOUR POSSESSION WHICH HAVE NOT YET BEEN
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ISSUED TO YOUR HOST GOVERNMENT. OUR ANALYSIS INDICATES
THAT LETTERS OF OFFER OF DOLLARS 25 MILLION OR MORE
HAVE BEEN SENT TO ADDRESSEES WITHIN THE LAST 30-45
DAYS. NO FURTHER ACTION SHOULD BE TAKEN ON ANY SUCH CASES
UNTIL YOU RECEIVE FURTHER INSTRUCTIONS; IF ANY CASES
OVER DOLLARS 25 MILLION WERE PRESENTED AFTER DECEMBER 30,
THE DATE THE PRESIDENT SIGNED THE FOREIGN ASSISTANCE ACT,
YOU ARE INSTRUCTED TO INFORM HOST GOVERNMENT THAT PASSAGE

OF THIS LEGISLATION REQUIRES THAT THE CASES BE WITHDRAWN
PENDING THEIR PRESENTATION TO THE CONGRESS.

3. REQUEST YOU FURNISH AS SOON AS POSSIBLE A TABULATION
OF ANY SIGNED LETTERS OF OFFER IN YOUR POSSESSION
WHICH ARE VALUED AT MORE THAN DOLLARS 25 MILLION, AND
WHICH HAVE NOT BEEN PRESENTED; AND OF CASES, IF ANY,
WHICH ARE ABOVE THIS LEVEL AND WHICH WERE PRESENTED
AFTER DECEMBER 30.

4. IF IT IS NECESSARY TO REQUEST THAT ANY CASE ALREADY
ISSUED TO HOST GOVERNMENT BE WITHDRAWN, YOU SHOULD
REASSURE HOST GOVERNMENT THAT WE ARE WORKING TO
ESTABLISH PROCEDURES FOR IMPLEMENTATION OF THIS PRO-
VISION WHICH WILL BOTH ALLOW OUR PROGRAMS TO PROCEED
EXPEDITIOUSLY AND PRESERVE THEIR CONFIDENTIALITY. WE
WILL BE CONSULTING WITH THE CONGRESS ON THE LATTER
POINT AND HOPE TO BE ABLE TO REACH AN ACCOMMODATION
BETWEEN THEIR NEED TO BE FULLY INFORMED UNDER THE NEW
LEGISLATION, AND OUR NEED TO TAKE ACCOUNT OF THE
SENSITIVITIES OF PURCHASING COUNTRIES TO PUBLICITY ABOUT
THEIR WEAPONS PROGRAMS

5. FOR JIDDA AND USMTM DHAHRAN: EXAMPLES OF CASES YOU
NOW HOLD WHICH COME UNDER THE NEW LAW ARE CASE UNZ,
USMTM FUNDING; CASES ULJ AND ULK, ON AMMUNITION (BOTH TO
BE REVISED BY DA); AND CASES UNP, UMR, AND UMQ, UNI-
FORMS AND FIELD EQUIPMENT. KISSINGER

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Message Attributes

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Margaret P. Grafeld
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TAGS: MASS, SA, US, IS, MO, IR, TU, SZ, GE, AU, TW, KS
To: JIDDA MULTIPLE
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Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 05 JUL 2006